## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION DOCKET NO. 3:16-cr-00013-MOC-DCK

| UNITED STATES OF AMERICA, | ) |       |
|---------------------------|---|-------|
|                           | ) |       |
|                           | ) |       |
|                           | ) |       |
| Vs.                       | ) | ORDER |
|                           | ) |       |
| JAMES LAMONT WALKER,      | ) |       |
|                           | ) |       |
| Defendant.                | ) |       |
|                           |   |       |

THIS MATTER is before the court on the government's Motion to Dismiss Count Two Without Prejudice as to Defendant Walker. Counsel for the government is reminded that every motion must be accompanied by a certificate of service, even when the motion is favorable to a defendant. Having considered the government's motion and reviewed the pleadings, the court enters the following Order.

## **ORDER**

IT IS, THEREFORE, ORDERED that the government's Motion to Dismiss Count Two Without Prejudice as to Defendant Walker (#138) is GRANTED, and Count Two is DISMISSED as to Defendant Walker without prejudice.

Signed: February 5, 2016

Max O. Cogburn Jr United States District Judge